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1272 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION

PATENT

Attorney Docket No.: 1073.002

Commissioner for Patents
Mail Stop Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450

17858 U.S. PTO
10/706025
111203

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of:

Inventor: Elmer G. Musser, Jr. of St. James, New York

For: Automated Playlist Chaser

ENCLOSED ARE:

1. Check in the amount of \$1,076.00;
2. New Application Transmittal (3 pages);
3. Combined Declaration and Power of Attorney (3 pages);
4. Recordation Form (PTO-1595) Cover Sheet (1 page);
5. Assignment (2 pages); and
6. Patent Application with Informal Drawings (1 Cover Page; 19 Pages of Specification; 7 Pages of Claims; 1 Page of Abstract; 5 Sheets of Drawings).

BENEFIT OF PRIOR FOREIGN APPLICATION (35 USC 119):

☒ Not Applicable.

☐ In accordance with 35 U.S.C. § 119, applicants hereby claims the benefit of the filing date of a prior foreign application, namely:

_____ Application No. _____ Filed: _____

☐ In support of this claim, a certified copy of the aforementioned application is submitted herewith.

* * * * *

Certification Under 37 CFR 1.10

"Express Mail" Mailing Label No. EV140153965US Date of Deposit November 12, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Mary E. Caniz
(Name of person mailing)

Mary E. Caniz
(Signature of person mailing)

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)

- ☐ I hereby certify that the invention disclosed in the attached application **has not and is not currently expected to be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.
- ☐ I hereby request that the attached application **not be** published under 35 U.S.C. 122(b).

BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION (35 USC 119(e))

- ☒ Not Applicable.
- ☐ In accordance with 35 U.S.C. § 119(e), applicants hereby claim the benefit of the filing date of a prior U.S. provisional application, namely:
- U.S. Application No. 60/ Filed:

BENEFIT OF PRIOR U.S. APPLICATION (35 USC 120):

- ☒ Not Applicable.
- ☐ In accordance with 35 U.S.C. § 120, applicants hereby claims the benefit of the filing date of a prior U.S. application, namely:
- U.S. Application No. 08/ Filed:

ASSIGNMENT:

- ☒ An Assignment of the invention to Home Box Office, a Delaware corporation having a mailing address of 1100 Avenue of Americas, New York, New York 10036, is enclosed.

SMALL ENTITY STATUS

- ☐ Applicant claims small entity status under 37 CFR 1.27.

CLAIMS AS FILED:

	No. Filed	Basic	No. Extra	Small Entity	Large Entity	Small Entity Basic Fee \$ 385	Large Entity Basic Fee \$ 770
Total Claims:	<u>30-</u>	<u>20 =</u>	<u>10 x</u>	<u>\$ 9</u>	<u>\$ 18 =</u>	<u>\$</u>	<u>\$ 180</u>
Independent Claims:	<u>4-</u>	<u>3 =</u>	<u>1 x</u>	<u>\$ 43</u>	<u>\$ 86 =</u>	<u>\$</u>	<u>\$ 86</u>
Multiple dependent claims:				<u>\$145</u>	<u>\$290 =</u>	<u>\$</u>	<u>\$ 0</u>
Filing Fee Calculation:						<u>\$</u>	<u>\$1,036</u>

FEE PAYMENT BEING MADE AT THIS TIME:

<input checked="" type="checkbox"/>	Basic Filing Fees	\$1,036
<input checked="" type="checkbox"/>	Assignment	\$ 40
	TOTAL FEES ENCLOSED:	\$1,076

METHOD OF PAYMENT OF FEES:

- ☒ A check in the amount of \$1,076.00 to cover the filing fee and the assignment fee.
- ☐ Please charge my **Deposit Account No. 50-0782** in the amount of \$_____. A triplicate copy of this sheet is enclosed.

AUTHORIZATION TO CHARGE ADDITIONAL FEES:

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to **Deposit Account 50-0782**. Two copies of this transmittal are enclosed.

- ☒ Any additional filing fees required under 37 CFR §1.16 and 37 CFR§1.17.

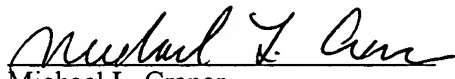
PLEASE DIRECT ALL CORRESPONDENCE TO:

- ☒ Customer No.: **22186**
- ☒ Correspondence address below:

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Respectfully submitted,

Date: 11/12/03
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